

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
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PATENT APPLICATION

ATTORNEY DOCKET NO. 10003742-6

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): ALLEN et al.

Confirmation No.: 4766

Application No.: 10/654,223

Examiner: Stewart Jr., C.W.

Filing Date: Sep 3, 2003

Group Art Unit: 2853

Title: IMAGE FORMING APPARATUS HAVING POSITION SENSING DEVICE

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

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RESPONSIVE TO A DOUBLE PATENTING REJECTION

Sir:

Petitioner, Hewlett-Packard Development Company, L.P. is the owner of 100 percent interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer of prior Patent No. 6,852,061 to Hewlett-Packard Development Company, L.P. which issued on 11/25/2003 and is commonly owned by Petitioner. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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(continued)ATTORNEY DOCKET NO. 10003742-6

Please charge the required fee set forth in 37 CFR 1.20(d) of \$110.00 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

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Number of pages: 2

Typed Name: Collette M. Angle

Signature: Collette M. Angle

Respectfully submitted,

ALLEN et al.

By [Signature]

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